

Department of Health  
Notice of Rulemaking Hearing  
Board of Respiratory Care  
Division of Health Related Boards

There will be a hearing before the Tennessee Board of Respiratory Care to consider the promulgation of amendments to rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, and 63-27-104. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Cumberland Room of the Cordell Hull Building located at 425 Fifth Avenue North, Nashville, TN at 3:30 p.m. (CDT) on the 25th day of April, 2006.

Any individuals with disabilities who wish to participate in these proceedings (review these filings) should contact the Department of Health, Division of Health Related Boards to discuss any auxiliary aids or services needed to facilitate such participation or review. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date such party intends to review such filings), to allow time for the Division to determine how it may reasonably provide such aid or service. Initial contact may be made with the ADA Coordinator at the Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN 37247-1010, (615) 532-4397.

For a copy of the entire text of this notice of rulemaking hearing contact:

Jerry Kosten, Regulations Manager, Division of Health Related Boards, 425 Fifth Avenue North, First Floor, Cordell Hull Building, Nashville, TN 37247-1010, (615) 532-4397.

Substance of Proposed Rules

Amendments

Rule 1330-1-.19, Board Officers, Consultants, Records, Declaratory Orders, Advisory Rulings, Subpoenas and Screening Panels, is amended by adding the following language as new paragraph (8):

- (8) Reconsiderations and Stays - The Board authorizes the member who chaired the Board for a contested case to be the agency member to make the decisions authorized pursuant to rule 1360-4-1-.18 regarding petitions for reconsiderations and stays in that case.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-27-104, and 63-27-112.

Rule 1330-1-.22, ABG Endorsement, is amended by deleting paragraph (2) in its entirety and substituting instead the following language, and is further amended by deleting

paragraphs (3) and (4) in their entirety, so that as amended, the new paragraph (2) shall read:

(2) Obtaining ABG Endorsement

- (a) Registered respiratory therapists and certified respiratory therapists can obtain ABG endorsement by submitting verification to the Board that he/she holds a current CRT or RRT credential issued by the NBRC; or
- (b) An individual can obtain ABG endorsement by submitting verification to the Board of a current "Special Analyst/ABG" license issued by the Tennessee Medical Laboratory Board.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-27-104, and 63-27-115.

Contact who can answer questions concerning this notice of rulemaking hearing, technical contact for disk acquisition, and person who will approve final copy for publication: Jerry Kosten, Regulations Manager, Division of Health Related Boards, 1st Floor, Cordell Hull Building, 425 5th Avenue North, Nashville, TN 37247-1010 615-532-4397.

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Board of Respiratory Care.

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Robbie H. Bell, Director  
Health Related Boards

Subscribed and sworn to before me this the 14th day of February, 2006.

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Notary Public

My commission expires on the 25<sup>th</sup> day of March, 2006.

The notice of rulemaking set out herein was properly filed in the Department of State on the \_\_\_\_ day of \_\_\_\_\_, 2006.

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Riley C. Darnell  
Secretary of State

By: \_\_\_\_\_